

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

FILED

2005 DEC -7 PM 4:56

CLERK, U.S. DISTRICT COURT
WESTERN DISTRICT OF TEXAS

BY

ENCORE-OTI ACQUISITION, L.L.C., §
AND ENCORE MEDICAL, L.P., §

PLAINTIFFS, §

V. §

CAUSE NO. A-05-CA-172-LY

WRIGHT MEDICAL TECHNOLOGY, §
INC. AND STEPHEN B. MURPHY, M.D., §

DEFENDANTS. §

FINAL JUDGMENT

Before the Court is the above-numbered cause. On this date, the Court considered Plaintiffs' Notice of Voluntary Dismissal Without Prejudice (Doc. #26), which notified the Court that Plaintiffs had voluntarily dismissed the action without prejudice. Accordingly, the Court renders the following final judgment pursuant to Federal Rule of Civil Procedure 58.

IT IS ORDERED that this action is **DISMISSED WITHOUT PREJUDICE**.

FURTHER IT IS ORDERED that all relief not expressly granted is hereby **DENIED**.

FURTHER IT IS ORDERED that all parties shall bear their own costs of court.

FINALLY IT IS ORDERED that this action is hereby **CLOSED**.

SIGNED this 7th day of December, 2005.


LEE YEAKEL
UNITED STATES DISTRICT JUDGE